

House Bill 535 (COMMITTEE SUBSTITUTE)

By: Representatives Cox of the 102nd, Rice of the 51st, and Ralston of the 7th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 21A of Title 15 of the Official Code of Georgia Annotated, relating to
2 judicial accounting, so as to remove the penalties for failure to remit funds; to provide for
3 related matters; to provide for an effective date and applicability; to repeal conflicting laws;
4 and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 21A of Title 15 of the Official Code of Georgia Annotated, relating to judicial
8 accounting, is amended by repealing Code Section 15-21A-8, relating to penalties for failure
9 to remit funds, which reads as follows:

10 "15-21A-8.

11 Any clerk of court or any other officer or agent receiving any funds subject to this chapter
12 who knowingly fails to pay over any such funds to the authority as required by this chapter,
13 after receiving notice from the authority that such funds are delinquent, shall be guilty of
14 a misdemeanor, except that if the amount of funds knowingly not paid over is \$10,000.00
15 or more then such person shall be guilty of a felony and punished by imprisonment for not
16 less than one nor more than ten years. The offense created by this Code section shall not
17 merge with any other offense."

18 **SECTION 2.**

19 This Act shall become effective on July 1, 2006, and shall apply to all offenses occurring on
20 or after that date.

21 **SECTION 3.**

22 All laws and parts of laws in conflict with this Act are repealed.